

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE BEXTRA AND CELEBREX  
MARKETING, SALES PRACTICES AND  
PRODUCT LIABILITY LITIGATION,

No. MDL 05-01699 CRB

**ORDER GRANTING MOTION TO  
WITHDRAW AS COUNSEL AND  
DISMISSING CLAIMS FOR A  
FAILURE TO PROSECUTE**

*This document relates to:*

Byron Arthur, 06-2682 CRB

On August 7, 2007, the Court issued an Order To Show Cause directing plaintiff to show cause as to why (1) his counsel's motion to withdraw should not be granted; and (2) plaintiff's claims should not be dismissed for a lack of prosecution. In particular, the Court directed plaintiff to notify the Court in writing on or before August 30, 2007 of the reasons the withdrawal should not be granted or the case dismissed if plaintiff wished to contest either action. As of the date of this Order, plaintiff has not responded to the Court's August 7, 2007 Order and has not otherwise communicated with the Court. Accordingly, plaintiff's counsel's motion to withdraw is GRANTED and plaintiff's claims are dismissed with

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prejudice for a failure to prosecute.

**IT IS SO ORDERED.**

Dated: September 19, 2007



CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE